

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF MICHIGAN  
SOUTHERN DIVISION

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UNITED STATES OF AMERICA,

Plaintiff,

v.

CASE NO. 1:03-CR-102

OSCAR GILBERT,

HON. ROBERT HOLMES BELL

Defendant.

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**MEMORANDUM OPINION**

This matter is before the Court on defendant's Motions for Modification or Reduction of Sentence Pursuant to 18 U.S.C. §3582(c)(2) on the basis of Amendment 750 (docket #s 80, 83). The Probation Department has filed a Report of Eligibility (ECF No. 105) and finds the defendant is ineligible for a reduction of sentence based upon Guideline Amendment 750 because the defendant is a career offender and there is no change in the guideline range. No objections have been filed to the report of eligibility.

ACCORDINGLY, defendant's motions (docket #80, 83) are **DENIED**.

Dated: June 28, 2016

/s/ Robert Holmes Bell

ROBERT HOLMES BELL  
UNITED STATES DISTRICT JUDGE